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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): James F. Zucherman et al.

SC/Serial No.: Unknown

Confirm. No.: Unknown

Filed: Herewith

Title: INTER-SPINOUS PROCESS IMPLANT AND
METHOD WITH DEFORMABLE SPACER

PATENT APPLICATION

Art Unit:

Examiner:

Customer No. 23910

JC679 U.S. PTO
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11/09/01

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
UNDER 37 C.F.R. §1.10

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Johann S. Mercado

Signature Date: November 9, 2001

(Signature)

UTILITY PATENT APPLICATION TRANSMITTAL LETTER UNDER 37 C.F.R §1.53(b)

Box PATENT APPLICATION
Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith for filing is the patent application identified as follows:

Inventor(s): James F. Zucherman, Ken Y. Hsu, Charles J. Winslow, Henry A. Klyce and John Flynn

Title: INTER-SPINOUS PROCESS IMPLANT AND METHOD WITH DEFORMABLE SPACER

No. of pages in Specification: 42; No. of Claims: 107.

No. of Sheets of Drawings: 8; Formal: ☒, Informal: ☐.

Also enclosed are:

- _____ A Declaration.
- _____ An Assignment and Recordation Form Cover Sheet.
- _____ A certified copy of a priority application.
- _____ A Power of Attorney.
- _____ A Statement Claiming Small Entity Status.
- _____ An Information Disclosure Statement under 37 C.F.R. §1.56.

The filing fee pursuant to 37 C.F.R. §1.16 is determined as follows:

No. Filed	No. Extra		Rate Small Entity/ Other Than Small Entity		
Basic Fee			\$370.00 \$740.00	=	\$370.00
Total Claims <u>107</u> - 20	= <u>87</u>	X	\$ 9.00 \$ 18.00	=	\$783.00
Independent Claims <u>12</u> - 3	= <u>9</u>	X	\$ 42.00 \$ 84.00	=	\$378.00
First Presentation of Multiple Dependent Claim(s) <u>0</u>			\$140.00 \$280.00	=	\$0.00
			Total	=	<u>\$1531.00</u>

*If the difference is less than zero, enter "0".

_____ Please charge Deposit Account No. 06-1325 in the amount of \$_____. A duplicate copy of this authorization is enclosed.

☒ A check in the amount of \$1531.00 to cover the filing fee is enclosed.

✓ The Commissioner is hereby authorized to charge underpayment of any additional fees (including those listed below) or credit any overpayment associated with this communication to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

✓ Any additional filing fees under 37 C.F.R. §1.16.

✓ Any patent application processing fees under 37 C.F.R. §1.17.

This application is filed pursuant to 37 C.F.R. §1.53(b) in the name of the above-identified Inventor(s).

✓ This application claims priority to an earlier-filed Provisional patent application, as set forth more fully in this application.

Please direct all correspondence concerning the above-identified application to the following address:

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Respectfully submitted,

Date: 11/9/01

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